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August 21, 2017

Ms. Amy McConochie
Courtroom Deputy Clerk to Hon. Judge Amy Totenberg
U.S. District Court Northern District of Georgia
2388 Richard B. Russell Federal Building
75 Ted Turner Drive, SW
Atlanta, GA 30303-3309
via email and First Class Mail

Re: *Donna Curling, et al. v. Brian Kemp, et al.*, US District Court for Northern
District of Georgia, Civil Action No. 1:17-cv-02989-AT

Dear Ms. McConochie,

I am lead counsel for the Cobb County Board of Elections and all Cobb County defendants in the above styled action. The purpose of this letter is to request a leave of absence, pursuant to Local Rule of Court LR 83.1(E)(3), and specifically to request that the above styled case not be placed on a calendar during the following periods of absence (the purpose of the leave is indicated by each date):

September 7-11, 2017 – out-of-state travel

September 14-15, 2017 – continuing legal education

September 25-29, 2017 – family vacation

October 6, 2017 – out-of-state travel

A copy of the Leave of Absence that has been on file in multiple state courts since late July has been attached hereto. No leave of absence was filed in the U.S. District Court for Northern District of Georgia at that time because counsel had no cases pending before this court. A copy of this request will be served upon opposing counsel in this matter. If you have any questions or concerns regarding this matter please feel free to contact me at any time. Thank you for your attention to this matter.

Sincerely,



Daniel W. White
Georgia Bar. No. 153033

NOTICE OF LEAVE OF ABSENCE

TO: All Judges, Clerks of Court and Counsel of Record

FROM: Daniel W. White

RE: **Notice of Leave of Absence**

DATE: July 25, 2017

FILED IN OFFICE
CLERK OF SUPERIOR COURT
CLERK OF STATE COURT
CHEROKEE COUNTY GA

2017 JUL 27 AM 11:52

PATTY BAKER, CLERK

Comes now, DANIEL W. WHITE, pursuant to Uniform Superior Court Rule 16.1, as amended September 18, 2014, and respectfully notifies all judges before whom he has cases pending, all affected clerks of court and all opposing counsel, that he will be on leave pursuant to Georgia Uniform Court Rule 16.

1.

The period of leave during which time Applicant will be away from the practice of law are as follows:

September 7, 2017 through September 11, 2017 for planned travel
September 14, 2017 through September 15, 2017 for continuing legal education
September 25, 2017 through September 29, 2017 for family vacation
October 6, 2017 for planned travel

2.

All affected judges and opposing counsel shall have ten (10) days from the date of this Notice to object to it. If no objections are filed, the leave shall be granted.

This 25th day of July, 2017.

/s/ Daniel W. White

Daniel W. White
Georgia Bar No. 153033

HAYNIE, LITCHFIELD, CRANE & WHITE P.C.
222 Washington Avenue
Marietta, GA 30060
(770) 422-8900

CERTIFICATE OF SERVICE

This is to certify that I have this date served a copy of the foregoing Notice of Leave of Absence upon all judges, clerks and opposing counsel listed on the attached Exhibit "A", by depositing same in the U.S. Mail with adequate postage affixed thereto.

This 25th day of July, 2017.

/s/ Daniel W. White
Daniel W. White
Georgia Bar No. 153033

HAYNIE, LITCHFIELD, CRANE & WHITE P.C.
222 Washington Avenue
Marietta, GA 30060
(770) 422-8900

EXHIBIT "A"

NAME OF CASE AND CASE NUMBER	NAME OF JUDGE, COURT AND COUNTY	OPPOSING COUNSEL
The City of Marietta, Georgia v. Roshni Enterprises, LLC Civil Action File No.: 09-1-00364-48 Superior Court of Cobb County	Judge Stephen Schuster Superior Court of Cobb County 70 Haynes Street Marietta, GA 30090	Mr. Mark Forsling Schreeder, Wheeler & Flint, P.C. 1100 Peachtree Street Suite 800 Atlanta, GA 30309-4516
The City of Canton, Georgia & Cobb County-Marietta Water Authority v. Turner Civil Action File No.: Superior Court of Cherokee County	Judge David Cannon Superior Court of Cherokee County 90 North Street Canton, GA 30114	Mr. Matthew W. Dominick 327 Dahlonega Street, Suite 501 Cumming, GA 30040 Mr. George E. Butler II Law Offices of George E Butler II 132 Hawkins Street Dahlonega, GA 30533
The City of Canton, Georgia & Cobb County-Marietta Water Authority v. Ligon Civil Action File No.: 08-CV-1056-JH Superior Court of Cherokee County	Judge N. Jackson Harris Superior Court of Cherokee County 90 North Street Canton, GA 30114	Mr. Douglas Flint Flint, Connolly & Walker, LLP 131 East Main Street Canton, GA 30114
The City of Canton, Georgia & Cobb County-Marietta Water Authority v. Temple-Inland Land & Timber, LLC Civil Action File No.: 08-CV-1055-DC Superior Court of Cherokee County	Judge David Cannon Superior Court of Cherokee County 90 North Street Canton, GA 30114	Mr. Douglas Flint Flint, Connolly & Walker, LLP 131 East Main Street Canton, GA 30114
The City of Canton, Georgia & Cobb County-Marietta Water Authority v. Fincher Road Investments, LLLP Civil Action File No.: 10-CV-2815-DC Superior Court of Cherokee County	Judge David Cannon Superior Court of Cherokee County 90 North Street Canton, GA 30114	Mr. Douglas Flint Flint, Connolly & Walker, LLP 131 East Main Street Canton, GA 30114
Clear Channel Outdoor, Inc., and 1200 Roswell, LLC v. The City of Marietta Civil Action File No.: 15-1-1082-52 Cobb County Superior Court	Judge A. Greg Poole Superior Court of Cobb County 70 Haynes Street Marietta, GA 30090	Mr. Scott Peters Schreeder, Wheeler & Flint 1100 Peachtree Street, NE, Suite 800 Atlanta, GA 30309-4516 Mr. Roy E. Barnes The Barnes Law Group, LLC 31 Atlanta Street Marietta, Georgia 30060

<p>The City of Marietta v. Oaktree Corporation, d/b/a Horsetown</p> <p>Civil Action File No.: 17-1-01300</p> <p>Cobb County Superior Court</p>	<p>Judge Kimberly A. Childs</p> <p>Superior Court of Cobb County</p> <p>70 Haynes Street Marietta, GA 30090</p>	<p>Mr. Scott Peters Schreeder, Wheeler & Flint 1100 Peachtree Street, NE, Suite 800 Atlanta, GA 30309-4516</p>
<p>The City of Marietta v. Stor Master, LLC</p> <p>Civil Action File No.: 17-1-01103-48</p> <p>Cobb County Superior Court</p>	<p>Judge Stephen Schuster</p> <p>Superior Court of Cobb County</p> <p>70 Haynes Street Marietta, GA 30090</p>	<p>Mr. Nicholas Pappleacos Chamberlain, Hrdlicka, White, Williams & Aughtry 191 Peachtree Street, 34th floor Atlanta, Ga. 30303-1747</p>
<p>Mark Thompson and Three Bears, LLC v. W.E. Contracting, Paradise Landscaping, Inc., Magnum Paving, LLC, et al.</p> <p>Civil Action File No.: 17-CV-557</p> <p>Bartow County Superior Court</p>	<p>Superior Court of Bartow County</p> <p>135 W Cherokee Ave Suite 233 Cartersville, Georgia 30120</p>	<p>Wm. Morgan Akin S. Lester Tate, III W. Matthew Wilson Akin & Tate, PC P.O. Box 878 Cartersville, GA 30120</p>

CERTIFICATE OF SERVICE

I hereby certify that on August 21, 2017, I electronically filed the foregoing REQUEST FOR LEAVE OF ABSENCE with the Clerk of Court using the CM/ECF system which will automatically send email notification of such filing to the following attorneys of record:

BRYAN WARD, *Attorney for Plaintiffs*

CHRISTOPHER M. CARR, Attorney General
CRISTINA M. CORREIA, Assistant Attorney General
ELIZABETH A. MONYAK, Assistant Attorney General
JOSIAH B. HEIDT, Assistant Attorney General
Attorneys for State Defendants

OVERTIS HICKS BRANTLEY
BENNETT D. BRYAN
Attorneys for DeKalb County Defendants

PATRISE M. PERKINS-HOOKER
KAYE BURWELL
CHERYL RINGER
Attorneys for Fulton County Defendants

I hereby certify that I have mailed by United States Postal Service the document to the following parties who have not yet appeared for notice purposes on CM/ECF system:

Rep. Karen Handel
U.S. Congressional District 6
85C Mill Street
Suite 300
Roswell, GA 30076

Russell D. Waldon
900 Circle 75 Parkway
Suite 1040
Atlanta, GA 30339
Attorney for Jon Ossoff

/s/Daniel W. White
DANIEL W. WHITE
Georgia Bar No. 153033
*Attorney for Defendant Cobb County Board
of Elections*

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